

SENATE BILL No. 22

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-35-6-3.5.

Synopsis: Final visit after termination of parental rights. Allows a juvenile or probate court or the department of child services (department) to approve a final visit between a person whose parental rights have been terminated and a child. Prohibits the department from approving a final visit if: (1) the person has been convicted of or has been charged with and is awaiting trial for a charge of certain offenses against the child; or (2) the visit would occur more than 10 calendar days after the date the juvenile or probate court terminated the parent-child relationship.

Effective: July 1, 2014.

Waterman

January 7, 2014, read first time and referred to Committee on Judiciary.



Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

SENATE BILL No. 22

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 31-35-6-3.5 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2014]: **Sec. 3.5. (a) Except as provided in subsection (b), if the**
- 4 **parent-child relationship between a person and a child has been**
- 5 **terminated:**
- 6 **(1) the juvenile court or probate court that terminated the**
- 7 **parent-child relationship; or**
- 8 **(2) the department;**
- 9 **may approve a final visit between the person and the child.**
- 10 **(b) The department may not approve a final visit under**
- 11 **subsection (a) if:**
- 12 **(1) the person has been convicted of or has been charged with**
- 13 **and is awaiting trial for a charge of:**
- 14 **(A) a sex offense listed in IC 31-34-1-3(a)(1) against the**
- 15 **child; or**
- 16 **(B) any Level 1, Level 2, Level 3, Level 4, or Level 5 felony**



- 1 **if:**
2 **(i) an element of the offense is serious bodily injury; and**
3 **(ii) the child is the victim of the offense; or**
4 **(2) the visit would occur more than ten (10) calendar days**
5 **after the date that the juvenile court or probate court**
6 **terminated the parent-child relationship.**
7 **(c) A final visit approved under this section is not considered**
8 **postadoption contact privileges for purposes of IC 31-19-16.**

